

ETEXT ATTACHMENT

12/12/2003 17 : 05

To: Federal Election Commission

From: Oldcastle Materials, Inc. PAC

Date: December 12, 2003

Identification Number: C00346353

Reference: February Monthly Report (1/1/03 - 1/31/03)

To Whom It May Concern:

This shall serve as a response to the FEC notification of an excessive contribution on the above referenced report. The contribution in question, dated January 30, 2003, was a \$3,000.00 contribution to People for Patty Murray, designated for the 2004 primary election. According to the FEC, Oldcastle Materials, Inc. PAC had already contributed the maximum amount of \$5,000.00 for the primary election to People for Patty Murray, thus making the January 30th contribution excessive.

An examination of internal PAC records showed that the above contribution was inadvertently reported twice. At the time the February 20, 2003 Monthly Report was filed, Oldcastle Materials, Inc. PAC was in the process of finding a new bookkeeper. During the months of February and March an interim bookkeeper was responsible for filing FEC reports. The interim bookkeeper was reporting contributions based on bank statements (i.e. when the check cleared) as opposed to when the contribution was actually made (i.e. the date the check was written). The interim bookkeeper was unaware that reporting contributions in this manner was incorrect.

The \$3,000.00 contribution to People for Patty Murray was actually made on December 13, 2002. The check cleared on January 2, 2003 and appeared on the bank statement received in February 2003. The contribution was first reported in the January 31, 2003 Year End Report by the previous bookkeeper. The contribution was dated December 13, 2002, \$2,000.00 was designated to the 2004 primary election, and the remaining \$1,000.00 was designated to the 2004 general election. The contribution was reported for a second time, in the February 20, 2003 Monthly Report, with the entire \$3,000.00 contribution designated to the 2004 primary election.

In an effort to fully disclose issues related to the above referenced letter, we would like to make the FEC aware that upon making the discovery that the Murray contribution was inadvertently reported twice, the FEC reports completed by the interim bookkeeper were internally reviewed. It was found that two other contributions had similarly been reported twice. However neither error resulted in an improper designation or excessive contribution.

A \$2,000.00 contribution was made to Friends of Chris Dodd 2004 on November 27, 2002. The check cleared on January 9, 2003 and appeared on the bank statement received in February 2003. This contribution was first reported on the January 31, 2003 Year End Report by the previous bookkeeper. The contribution was dated November 27, 2002 and was designated to the 2004 primary election. The contribution was reported for a second time, in the February 20, 2003 Monthly Report, and was designated to the 2004 primary election.

A \$1,000.00 contribution was made to Team Sununu for General Election 2002 Debt Retirement on December 11, 2002. The check cleared on February 3, 2003 and appeared on the bank statement received in March 2003, having cleared on February 3, 2003. This contribution was first reported on the January 31, 2003 Year End Report by the previous bookkeeper. The contribution was dated December 11, 2002 and was designated to the 2002 general election. The contribution was reported again, for a second time, in the March 20, 2003 Monthly Report, and was designated to the 2008 primary election.

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In seeking to correct these misfilings we contacted the FEC and spoke with our Reports Analyst, Will Wiquist, on December 3, 2003. In order to correct the misfilings, we were instructed to amend the February and March 2003 Monthly Reports and remove the overreported contributions. Having done so, we believe we have corrected this situation.